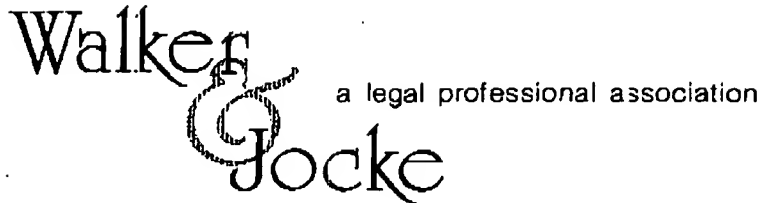


DEC 17 2004



Ralph E. Jocke  
Patent  
&  
Trademark Law

**FACSIMILE TRANSMISSION COVER SHEET**

TRANSMITTING: 3 PAGES (INCLUDING THIS PAGE)

NAME: Commissioner for Patents  
P.O. Box 1450, Alexandria, Virginia 22313-1450  
Art Unit 3624

FAX NUMBER: (703) 872-9306

DATE: December 17, 2004

SENDER: Ralph E. Jocke, Esq.

FAX OF SENDER (330) 722-6446

In re application of:	Jay Paul Drummond, et al.	Art Unit:	3624
Application No.:	09/966,909	Examiner:	Alain L. Bashore
Filed:	September 27, 2001	Docket:	D-1147 R1
Confirm. No.:	5701		
Title:	Automated Banking Machine System And Method		

Sir:

Please find attached Applicants' Notice of Appeal for the above-referenced application.

Respectfully,

Ralph E. Jocke Reg. No. 31,029

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the U.S. Patent and Trademark Office this 17 day of December, 2004.

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231 South Broadway, Medina, Ohio U.S.A. 44256-2601

DEC 17 2004

Practitioner's Docket No. D-1147 R1

*PATENT*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Jay Paul Drummond, et al.**  
Application No.: **09/966,909**  
Filed: **September 27, 2001**  
Confirm. No.: **5701**  
Title: **Automated Banking Machine  
System And Method**

Art Unit: **3624**

Examiner: **Alain L. Bashore**

**Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed September 21, 2004, twice rejecting claims 1-17

**1. STATUS OF APPLICANT**

This application is on behalf of other than a small entity.

(Notice of Appeal from the Primary Examiner to the Board—page 1 of 2)

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity \$500.00

Notice of Appeal fee due \$500.00

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$500.00

**TOTAL FEE DUE \$500.00**

**5. FEE PAYMENT**

Charge Account No. 09-0428 (Interbold) the sum of \$500.00

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Interbold).

If any additional fee for claims is required, charge Account No. 09-0428 (Interbold).

  
SIGNATURE OF PRACTITIONER

Reg. No. 31,029  
Customer No. 28995  
Tel. No.: (330) 721-0000

Ralph E. Jocke  
WALKER & JOCKE  
231 South Broadway  
Medina, OH 44256

(Notice of Appeal from the Primary Examiner to the Board—page 2 of 2)